



SUSANA MARTINEZ
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NEW MEXICO ENVIRONMENT DEPARTMENT

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BUTCH TONGATE
Cabinet Secretary

J. C. BORREGO
Deputy Secretary

Certified Mail - Return Receipt Requested

February 5, 2018

Cynthia Longley
CBKN Dirtworks
45 Yerba Manza Road
Bernalillo, NM 87004

Re: **CBKN Dirtworks/ Southwest New Mexico Regional Landfill Cells 1-4 Final Cover Construction; CGP; SIC 1629; NPDES Compliance Evaluation Inspection; NPDES #NMR1000QD; January 17, 2018**

Dear Ms.Longley:

Enclosed please find a copy of the report and check list for the referenced inspection that the New Mexico Environment Department (NMED) conducted at your facility on behalf of the U.S. Environmental Protection Agency (USEPA). This inspection report will be sent to the USEPA in Dallas for their review. These inspections are used by USEPA to determine compliance with the National Pollutant Discharge Elimination System (NPDES) permitting program in accordance with requirements of the federal Clean Water Act.

Introduction, detailed site observations, and findings noted during this inspection are discussed in the "further explanations" section of the inspection report.

You are encouraged to review the inspection report, required to correct any problems noted during the inspection, and advised to modify your operational and/or administrative procedures, as appropriate. If you have comments on or concerns with the basis for the findings in the NMED inspection report, please contact us (see the address below) in writing within 30 days from the date of this letter. Further, you are encouraged to notify in writing both the USEPA and NMED regarding modifications and compliance schedules at the addresses below:

Robert Houston
US Environmental Protection Agency, Suite 1200
Enforcement Branch (6EN-WS)
1445 Ross Avenue
Dallas, Texas 75202-2733

Sarah Holcomb, Program Manager
New Mexico Environment Department
Surface Water Quality Bureau
Point Source Regulation Section
P.O. Box 5469
Santa Fe, New Mexico 87502

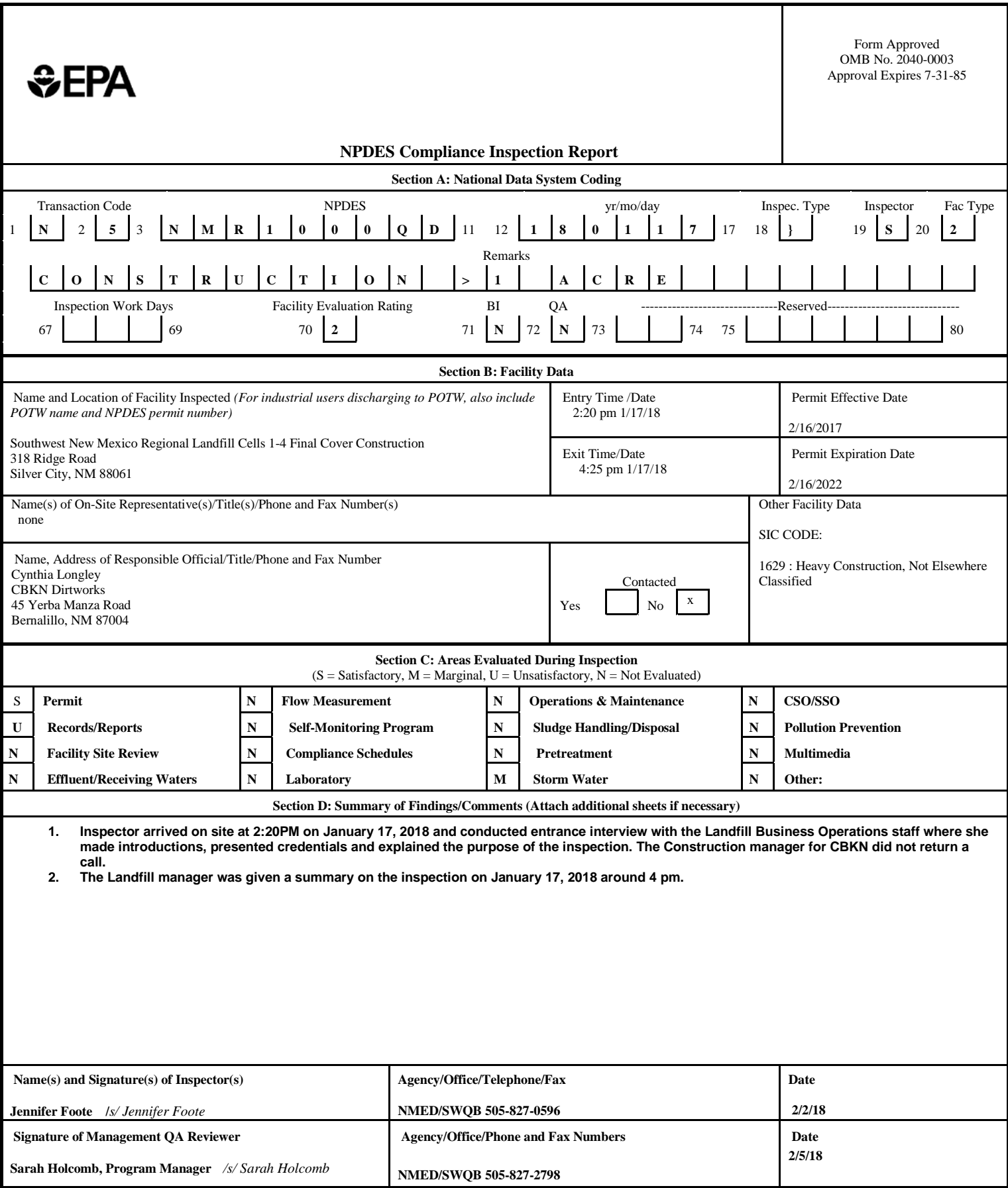
If you have any questions about this inspection report, please contact Jennifer Foote at (505)827-0596 or at Jennifer.Foote@state.nm.us.

Sincerely,

/s/ Sarah Holcomb

Sarah Holcomb
Program Manager
Point Source Regulation Section
Surface Water Quality Bureau

Cc: Carol Peters-Wagon, USEPA (6EN-WM) by e-mail
David Long, USEPA (6EN-WM) by e-mail
Amy Andrews, USEPA (6EN-WM) by e-mail
David Esparza, USEPA (6EN-WM) by e-mail
Robert Houston, USEPA (6EN-WS) by e-mail
Darlene Whitten-Hill, USEPA (6EN-WC) by e-mail
Nancy Williams, USEPA (6EN-WC) by e-mail
Mike Kesler, NMED District III by e-mail



NPDES Construction General Permit Inspection Report – State of New Mexico

Inspection Date	1/17/18	Entry Time Exit Time	2:20pm 4:25 pm
Inspector Name/ Telephone	Jennifer Foote 505-827-0596		
Facility Name/ Physical Location	Southwest New Mexico Regional Landfill 318 Ridge Road, Silver City, NM 88061		
Facility Type	<input type="checkbox"/> Commercial <input type="checkbox"/> Residential <input type="checkbox"/> Municipal <input checked="" type="checkbox"/> Industrial		
County Location	Grant		
Latitude/Longitude (Decimal Degrees)	32.7106°N, -108.2664°E		

Operator/Mailing Address	Date Company Operation Began	Authorized Official(s)	Phone	NPDES Tracking Number	NOI Cert Date	SWPPP Cert Date
CBKN Dirtworks	1/3/2005	Cynthia Longley	505-867-2801	NMR1000QD	8/15/17	unknown

Was project covered under a previous permit?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If yes, previous NPDES Tracking Numbers:	
Actual Start Date	unknown
Estimated End Date	1/8/18
Disturbed Area	<input checked="" type="checkbox"/> >5 acre <input type="checkbox"/> 1>acre<5 <input type="checkbox"/> <1acre and part of larger common plan
Receiving Water, including information on segment number, impairments, tier	Graveyard Draw, intermittent unassessed

Permittee Representatives Present During Inspection:			
Name	Company/Organization	Title	Telephone
none			

Section I – Introduction:

NMED received an anonymous complaint that BMPs were not in place for this construction project in early winter. Dora Gonzales, the Landfill business operations manager, stated that the contractor had left the site the week before. Attempts were made to contact the CBKN Dirtworks Construction Manager, but calls were not returned. The SWPPP contact listed on the NOI was called and stated that the SWPPP was with the contractor and that they were conducting inspections on the Project. A copy of the SWPPP was not obtained by the inspector.

Section II – Observations Summary:

Permit Coverage:

CBKN Dirtworks has NPDES coverage under the 2017 CGP (tracking number NMR1000QD) for the Southwest New Mexico Regional Landfill Cells 1-4 Final Cover Construction Project. As of Jan 31, an NOI has not been filed and permit coverage is still in place. Southwest New Mexico Regional Landfill was covered under a 2008 MSGP permit for landfill operations but has not reapplied for coverage, a separate NPDES MSGP inspection is being submitted for that owner.

The landfill staff stated that the NOI posting had been removed the week before.

SWPPP:

No SWPPP was available for review.

Recordkeeping & Inspections:

No records were provided.

BMPs/Implementation:

The new landfill closure cover appeared to have had stabilization initiated with straw mulch cover, it was unknown if it was seeded. Final stabilization is achieved when the site has Established uniform, perennial vegetation (i.e., evenly distributed, without large bare areas) that provides 70 percent or more of the cover that is provided by vegetation native to local undisturbed areas. No other construction BMPs were observed, and the contractor appeared to be completely demobilized from the site.

Section III – Inspection Findings:

Findings below are organized by permit section.

Part I: Permit Eligibility

Findings:

- Part 1.5 SWPPP public posting was not available.

Part 2: Design, Installation and Maintenance Requirements

Findings:

- Part 2 No documentation was available

Part 4: Site Inspection Requirements

Findings:

- Part 4 No documentation was available.

Part 5: Corrective Actions

Findings:

- Part 5 No documentation was available.
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Part 6: Staff Training Requirements

Findings:

- Part 6 No documentation was available.

Part 7: Stormwater Pollution Prevention Plan (SWPPP)

Findings:

- Part 7 No documentation was available.

NMED/SWQB Official Photograph Log Photo # 1		
Photographer: Jennifer Foote	Date: 1/17/18	Time: 3:53 pm
City/County: Silver City/Grant Co.		State: New Mexico
Location: Southwest Regional Landfill		
Subject: Landfill closure project on left, retention pond in foreground.		



NMED/SWQB Official Photograph Log Photo # 2		
Photographer: Jennifer Foote	Date: 1/17/18	Time: 4:14 pm
City/County: Silver City/Grant Co.		State: New Mexico
Location: Southwest Regional Landfill		
Subject: Closure project stabilization initiated with straw mulch		



Attachment: Permittee Response

Foote, Jennifer, NMENV

From: filter@ica-ltd.com on behalf of rmlopez@ica-ltd.com
Sent: Saturday, February 17, 2018 8:43 AM
To: Houston.Robert@epa.gov
Cc: meyers.stephanie@epa.gov; Foote, Jennifer, NMENV; cbkndirtworks@yahoo.com
Subject: CBKN Dirtworks, Southwest New Mexico Regional Landfill

Hello Mr. Houston:

On behalf of CBKN Dirtworks and in reference to CBKN Dirtworks, Southwest New Mexico Regional Landfill Cells 1-4 Final Cover Construction, CGP; SIC 1629; NPDES Compliance Evaluation Inspection, NPDES #NMR1000QD; 17 January 2018 Silver City, Grant County, NM. An invitation to download the updated SWPPP document from our drop box.

Should you have any questions or require further assistance do not hesitate to contact us.

Thank you,

*Raymond Lopez, PM, CCP, Principal
900 Pinetree Rd. SE #44185
Rio Rancho, NM 87174
877.994.2236*



“Working Today for a Better Tomorrow”